

HONORABLE RONALD B. LEIGHTON

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA

**PATRICIA THOMAS, et al, individually and
on behalf of all other similarly situated
persons,**

Plaintiffs,

v.

**KELLOGG COMPANY and KELLOGG
SALES COMPANY,**

Defendants.

Case No. 3:13-cv-05136

PROPOSED ORDER

The Court, having reviewed the Plaintiffs' Motion Final Approval of Fair Labor Standards Act Settlement, Service Payments, and Attorneys' Fees and Costs, grants the Plaintiffs' motion and orders as follows:

(i) The Court finally approves the Parties' Final Settlement Agreement because the FLSA settlement (1) involves the resolution of a bona fide dispute over an FLSA provision and (2) is fair and reasonable;

(ii) The Court approves the requested service awards of \$20,000 to each of the 11 Named Plaintiffs, and \$5,000 to each of the 27 additional deponents, to be deducted from the gross settlement amount;

1 (iii) The Court approves the requested reimbursement of Plaintiffs' Counsels'
2 reasonable expenses of \$239,223.73, to be deducted from the gross settlement;

3 (iv) The Court approves the Settlement Administrator's costs of approximately
4 \$20,990, to be deducted from the gross settlement amount;

5 (v) The Court approves Plaintiffs' Counsels' reasonable fee request in the amount of
6 \$5,496,595, to be deducted from the gross settlement amount;

7 (vi) The Court hereby approves of the release of claims, and orders that the 750
8 Plaintiffs listed in Exhibit 1 have released their claims as provided in the Final Settlement
9 Agreement; and

10 (vii) The Court hereby DISMISSES this action in its entirety with prejudice, dismissing
11 the claims of the 750 Plaintiffs listed in Exhibit 1 with prejudice, which dismissal shall be
12 effective upon the Settlement Effective Date.

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14 **IT IS SO ORDERED.**

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16 Dated this ____ day of May 2018.

17 HONORABLE RONALD B. LEIGHTON
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